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I hereby certify that this correspondence is being transmitted electronically to the United States Patent and Trademark Office via the EFS-Web on the date shown below:

April 9, 2009

Date

/ Michelle Ludwig /

Signature

In re application of: Bogdanova et al.

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)

Serial No. 10/525,318

) Examiner: Anne R. Kubelik

)

Filed: October 7, 2005

) Group Art Unit: 1638

)

For: Nucleotide Sequences Encoding Cry1Bb

) Conf. No.: 5329

Proteins for Enhanced Expression in Plants)

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

In Compliance with the duty of disclosure under 37 C.F.R. §1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. §1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§1.98(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

The present Information Disclosure Statement is being filed after the mailing date of the first Office Action on the merits but before the mailing date of a final action or notice of allowance. Please charge Deposit Account 13-4125 in the amount of \$180.00 for the fee set forth in 37 C.F.R. §1.17(p) for the submission of this Information Disclosure Statement under §1.97(c). Should any further fees under 37 C.F.R. §§1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Monsanto Company Deposit Account No. 13-4125.

Applicant respectfully requests that the listed documents be made of record in the present case.

Respectfully submitted,
/ Timothy K. Ball /

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